



AGENDA

VENTURA LOCAL AGENCY FORMATION COMMISSION
Hall of Administration, Board of Supervisors' Hearing Room
800 S. Victoria Avenue, Ventura, CA 93009-1850
9:00 A.M. Wednesday, May 16, 2007

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**

ANNOUNCEMENTS

4. **Commission Presentations and Announcements**

COMMENTS FROM THE PUBLIC

5. **Public Comment**

This is an opportunity for members of the public to speak on items not on the agenda.

(The Ventura Local Agency Formation Commission encourages all interested parties to speak on any issue on this agenda in which they have an interest, or on any matter subject to LAFCO jurisdiction. It is the desire of LAFCO that its business be conducted in an orderly and efficient manner. All speakers are requested to fill out a Speakers Card and submit it to the Clerk before the item is taken up for consideration. All speakers are requested to present their information to LAFCO as succinctly as possible. Members of the public making presentations, including oral and visual presentations, may not exceed five minutes unless otherwise increased or decreased by the Chair, with the concurrence of the Commission, based on the complexity of the item and/or the number of persons wishing to speak. Speakers are encouraged to refrain from restating previous testimony).

COMMISSIONERS AND STAFF

COUNTY:

Linda Parks
Kathy Long
Alternate:
Steve Bennett

CITY:

Don Waunch
John Zaragoza, Vice Chair
Alternate:
Janice Parvin

SPECIAL DISTRICT:

Ted Grandsen
George Lange
Alternate:
Bill Lotts

PUBLIC:

Kenneth M. Hess, Chair

Alternate:
Louis Cunningham

EXECUTIVE OFFICER:

Everett Millais

DEPUTY EXEC OFFICER:

Kim Uhlich

OFFICE MGR/CLERK:

Debbie Schubert

LEGAL COUNSEL:

Leroy Smith

CONSENT ITEMS

6. Minutes of the Ventura LAFCo April 18, 2007 regular meeting

RECOMMENDED ACTION: Approval

7. FY 2006-2007 Budget to Actual Report – Nine Months Ending March 31, 2007
Review and file the FY 2006-2007 Budget to Actual Report – Nine Months Ending March 31, 2007.

RECOMMENDED ACTION: Receive and File

PUBLIC HEARING ITEMS

8. LAFCO Final Budget for Fiscal Year 2007-2008

- A. Adopt the Final Budget for fiscal year 2007-2008
- B. Authorize transmittal to the County, Cities and Independent Special Districts

RECOMMENDED ACTION: Approval (A and B)

9. Revisions to LAFCO Fee Schedule

Adopt a resolution updating the LAFCO fee schedule

RECOMMENDED ACTION: Approval

10. Sphere of Influence Review and Update

Review the spheres of influence and adopt resolutions updating the sphere of influence for each of the following cities:

- A. City of Ojai
- B. City of Oxnard

RECOMMENDED ACTION: Approve (A & B)

PUBLIC HEARING ITEMS (Continued)

11. Municipal Service Review – Cemetery Districts

- A.** Accept the Municipal Service Review – Cemetery Districts report, with the corrections and additions contained in Attachment 1 to the staff report, plus any further corrections and additions accepted at the public hearing, authorize the Executive Officer to make other minor, non-substantive changes, and direct staff to prepare and distribute a final Municipal Service Review –Cemetery Districts report, including determinations adopted by the Commission.
- B.** Adopt separate resolutions for each of the following cemetery districts making findings that the action is exempt under the “general rule” exemption of the California Environmental Quality Act (CEQA) Guidelines (§15061(b)(3)) and approving the municipal service reviews and statements of determinations as required by Government Code §56430:
 - Bardsdale Cemetery District
 - el Rancho Simi Cemetery District
 - Piru Public Cemetery District

RECOMMENDED ACTION: Approval (A & B)

ACTION ITEMS

12. LAFCO 07-03 City of San Buenaventura Reorganization – Island Coast

To annex two (2) parcels and portions of the Peach Ave. and Citrus Dr. rights of way, approximately 23.40 acres, to the City of San Buenaventura and the Ventura Port District, and to detach the same area from the Ventura County Fire Protection District and the Ventura County Resource Conservation District for the purpose of providing city services.

RECOMMENDED ACTION: Continue to next LAFCO meeting

EXECUTIVE OFFICER'S REPORT

- A. CALAFCO Annual Conference
- B. Legislative Report
- C. Next Regular LAFCO Meeting June 13, 2007 (2nd Wednesday in June)

COMMISSIONERS' COMMENTS

ADJOURNMENT

Americans with Disabilities Act - In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the LAFCO office (805) 654-2576. Notification 48 hours prior to the meeting will enable LAFCO to make reasonable arrangements to ensure accessibility to this meeting.

Disclosure of Campaign Contributions - LAFCO Commissioners are disqualified and are not able to participate in any proceeding involving an "entitlement for use" if, within the 12 months preceding the LAFCO decision, the Commissioner received more than \$250 in campaign contributions from the applicant, an agency of the applicant, or any financially interested person who actively supports or opposes the LAFCO decision on the matter. Applicants or agents of applicants who have made campaign contributions totaling more than \$250 to any LAFCO Commissioner in the past 12 months are required to disclose that fact for the official record of the proceeding.

Disclosures must include the amount of the contribution and the recipient Commissioner and may be made either in writing to the Clerk of the Commission prior to the hearing or by an oral declaration at the time of the hearing.

The foregoing requirements are set forth in the Political Reform Act of 1974, specifically Government Code, section 84308.

MINUTES

Agenda Item 6

REGULAR MEETING

Wednesday, April 18, 2007, 9:00 A.M.
 Board of Supervisors' Hearing Room, Hall of Administration
 800 S. Victoria Avenue, Ventura, Ca 93009-1850

1. CALL TO ORDER

Chair Hess called the March 21, 2007 meeting to order at 9:20 A.M.

2. PLEDGE OF ALLEGIANCE

Alternate Commissioner Cunningham led the Pledge of Allegiance.

3. ROLL CALL

The Clerk called the roll. The following commissioners and alternates were present:

- Commissioner Grandsen *
- Commissioner Hess
- Commissioner Lange
- Commissioner Parks
- Commissioner Waunch
- Commissioner Zaragoza
- Alternate Commissioner Cunningham
- Alternate Commissioner Parvin
- Alternate Commissioner Lotts

* Commissioner Grandsen arrived before the start of the Closed Session

ANNOUNCEMENTS

4. Commission Presentations and Announcements

There were no announcements.

COMMISSIONERS AND STAFF

COUNTY: Linda Parks Kathy Long <i>Alternate:</i> Steve Bennett	CITY: Don Waunch John Zaragoza, Vice Chair <i>Alternate:</i> Janice Parvin	SPECIAL DISTRICT: Ted Grandsen George Lange <i>Alternate:</i> Bill Lotts	PUBLIC: Kenneth M. Hess, Chair <i>Alternate:</i> Louis Cunningham
EXECUTIVE OFFICER: Everett Millais	DEPUTY EXEC OFFICER: Kim Uhlich	OFFICE MGR/CLERK: Debbie Schubert	LEGAL COUNSEL: Leroy Smith

COMMENTS FROM THE PUBLIC

5. Public Comment

There were no public comments

CONSENT ITEMS

6. Minutes of the Ventura LAFCO March 21 regular meeting

MOTION: Approval, with the amendment of Items 9, Municipal Service Review-Nine Ventura county Cities. The following to be added to the list of cities: City of Santa Paula, City of Simi Valley and City of Thousand Oaks, as recommended: Zaragoza

SECOND: Waunch

FOR: Hess, Lange, Long, Parks, Waunch and Zaragoza

AGAINST: None

ABSTAIN: None

MOTION PASSED 6/0/0

* Commissioner Grandsen arrived.

CLOSED SESSION

7. Pursuant to Government Code § 54957, it is the intention of the Ventura Local Agency Formation Commission to meet in Closed Session to consider the following item:

PUBLIC EMPLOYMENT - Title: LAFCo Executive Officer

The Commission went into closed session at 9:27 am. and returned to the dais at 10:11 am.

ACTION ITEMS

8. Executive Officer Recruitment –Appointment Options

A. Provide Directions to Staff about Recruitment of a new Executive Officer or

B. Provide Direction to Staff about Appointment and Promotion of a new Executive Officer

The Commission appointed Kim Uhlich to the LAFCO Executive Officer position, following Everett Millais' retirement December 1, 2007, and directed staff and legal counsel to initiate employment negotiations with County Human Resources.

PUBLIC HEARING ITEMS

9. Sphere of Influence Review and Update

Review the spheres of influence and adopt resolutions updating the sphere of influence for each of the following cities:

- City of Simi Valley
- City of Moorpark
- City of Camarillo
- City of Thousand Oaks

Everett Millais presented the Staff Report. Chair Hess opened the Public Hearing. The following persons spoke asking the Commission to continue the Sphere of Influence update for the City of Simi Valley:

David Bobardt, Planning Director, City of Moorpark

Paul Miller, Mayor, City of Simi Valley

John Prescott, Community Development, City of Thousand Oaks

Chair Hess closed the public hearing.

MOTION: Continue the Sphere of Influence update for the City of Simi Valley to the June LAFCO meeting and approve the Sphere of Influence Updates for the other three cities: Zaragoza

SECOND: Grandsen

FOR: Grandsen, Hess, Lange, Long, Parks, Waunch and Zaragoza

AGAINST: None

ABSTAIN: None

MOTION PASSED 7/0/0

10. LAFCO Proposed Budget for Fiscal Year 2007-2008

Adopt the Proposed Budget for fiscal year 2007-2008

Everett Millais presented the Staff Report. Chair Hess opened the public hearing.

With no public comments received, Chair Hess closed the public hearing.

MOTION: Approval as recommended: Lange

SECOND: Zaragoza

FOR: Grandsen, Hess, Lange, Long, Parks, Waunch and Zaragoza

AGAINST: None

ABSTAIN: None

MOTION PASSED 7/0/0

EXECUTIVE OFFICER'S REPORT

Everett Millais updated the Commission about pending legislation affecting LAFCOs, updated them on the outcome and attendance at April 11-13 CALAFCO Staff workshop in Newport Beach and reminded the Commission that their next LAFCO meeting is scheduled for May 16, 2007.

COMMISSIONERS COMMENTS

The Commission congratulated Kim and expressed confidence in her ability to transition from the role of Deputy Executive Officer.

The commission thanked staff for their fiscal prudence in preparing the proposed budget.

ADJOURNMENT

Chair Hess adjourned the meeting at 11:34 a.m.



Agenda Item 7

STAFF REPORT

Meeting Date: May .16, 2007

CONSENT

TO: LAFCO Commissioners 

FROM: Everett Millais, Executive Officer

SUBJECT: Budget to Actual Report – Nine Months Ending March 31, 2007

RECOMMENDATION:

Receive and file the budget to actual report for the nine months ending March 31, 2007.

DISCUSSION:

LAFCO policies and procedures require the Executive Officer to provide the Commission with quarterly budget reports as soon as information is available after the end of each fiscal quarter. With on-going assistance and support from the County Auditor-Controller, staff has prepared the attached report reflecting expenditures and revenues as of March 31, 2007. No adjustments or transfers between major account code series or from contingencies are necessary or recommended. Overall expenditures are below the budget (approximately 62% of budget at 75% of the fiscal year). Staff continues to closely monitor the budget in terms of actual expenditures and revenues each month.

Some of the highlights of this report are:

- Total Revenues are at 83% of budget. Although miscellaneous Revenues (Account Code 9772) are less than anticipated at the end of this quarter, Interest Earnings (Account Code 8911) are at \$137%, \$ 3298.00 higher than budgeted.
- Salary and benefit expenditures are at 72% of budget. We should be close to 100% by the end of the year.

COMMISSIONERS AND STAFF

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Dep. Executive Officer

Kim Uhlich

Office Mgr/Clerk

Debbie Schubert

LEGAL COUNSEL:

Leroy Smith

- Services and Supplies expenditures are at 57% of budget. We are continuing to be fiscally prudent in expenditures for supplies and services and expect to remain below budget for this fiscal year.

The next quarterly budget report will be after the close of this fiscal year and all end of year revenues and expenditures are fully accounted for (i.e. after the books are closed for this fiscal year). This will not occur until September or October.



STAFF REPORT

Meeting Date: May 16, 2007

Agenda Item 10

TO: LAFCO Commissioners
FROM: Everett Millais, Executive Officer 
SUBJECT: Sphere of Influence Review and Update
City of Ojai
City of Oxnard

RECOMMENDATIONS:

- A. Adopt the attached resolution making determinations and updating the sphere of influence for the City of Ojai.
- B. Adopt the attached resolution making determinations and updating the sphere of influence for the City of Oxnard.

DISCUSSION:

For each city and special district LAFCO must determine and adopt a sphere of influence. A sphere of influence is defined as "...a plan for the probable physical boundaries and service area of a local agency, as determined by the commission." (Government Code §56077) Notwithstanding this definition, current law requires that "On or before January 1, 2008, and every five years thereafter, the commission shall, as necessary, review and update each sphere of influence." (CA Government Code §56425(f))

In order to prepare and update spheres of influence LAFCO must first conduct municipal service reviews (MSR or MSRs). On March 21, LAFCO accepted the municipal service review for nine cities in Ventura County, including the cities of Ojai and Oxnard. The recommendations now being made relate to the mandate to, as necessary, review and update the spheres of influence for the cities of Ojai and Oxnard.

COMMISSIONERS AND STAFF

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EXECUTIVE OFFICER: Everett Millais	DEPUTY EXEC OFFICER: Kim Uhlich	OFFICE MGR/CLERK: Debbie Schubert	LEGAL COUNSEL: Leroy Smith

The recommendations relating to sphere of influence updates for the cities are based on the following five considerations:

1. The spheres of influence for the cities in the County have not been comprehensively reviewed in over 20 years. When sphere of influence maps were originally prepared large scale base maps were used and the sphere lines were often drawn with felt-tip markers. In other words the mapping of sphere of influence lines was not precise. When the original mapping occurred spheres of influence were not intended to be used for definitive land use regulations such as what has subsequently occurred with SOAR and related ordinances.

In 2002, as LAFCO embarked on the MSR and sphere update process, all of the sphere maps were transferred to geographic information system (GIS) data that enables precise mapping. As this occurred a number of minor discrepancies between city boundary lines, assessor parcel lines and spheres of influence have been found and are now proposed to be corrected. Further, however, there are areas where spheres do not match city boundaries or parcel lines and were approximated based on natural features such as ridge lines, flood plains, etc. These mapping inaccuracies have been further compounded as the various SOAR ordinances generally reference the poorly mapped spheres of influence. As a result, CURB lines for those cities with CURBs, including the City of Oxnard, are often poorly defined and mapped. Whenever practical an attempt has been made to utilize GIS to refine and correct obvious mapping errors and to minimize the instances where sphere lines are not defined. As this occurs it will be important for cities to recognize that LAFCO actions updating spheres, including more precise mapping, do not affect local SOAR ordinances or CURB boundaries. Each city is responsible for decisions about its SOAR and CURB boundaries, including the mapping.

2. The Ventura LAFCO has adopted a number of policies relating to spheres of influence. These policies are contained in the Commissioner's Handbook and are reiterated in Attachment 1. In particular, there was focus on the policies relating to having sphere of influence lines coincide with city boundaries, lines of assessment (parcel lines), SOAR areas and CURB lines, and defined natural features if they can be precisely mapped. To the extent that these policies may conflict (e.g. following parcel lines is not consistent with following a CURB boundary), decisions are being made on a conservative, case-by case basis.
3. As a part of the sphere of influence update process, if a City is currently providing basic services outside the existing sphere of influence the recommendations include adding these areas into the sphere as much as feasible given other constraints. Since 1994 cities and special districts may not provide services

outside their boundaries, unless the area served is within their sphere of influence and unless LAFCO approves the new or extended service. The ability to provide services outside the sphere of influence is now extremely limited and, as a result, spheres of influence have even more meaning relating to service provision. Prior to 1994, however, many cities extended infrastructure and agreed to serve areas without regard to their sphere of influence. In some cases services were extended after 1994 due to ignorance of the law, but cannot now be disconnected.

4. Sphere of influence updates are considered as “projects” under the California Environmental Quality Act (CEQA) and LAFCO is the lead agency for these projects. For the sphere update process, if sphere of influence changes could be determined to be generally or categorically exempt, or if a simple negative declaration could be prepared without any detailed environmental analysis, the change is being recommended. However, in instances where sphere of influence changes would require detailed or substantial analysis to comply with CEQA, possibly including mitigated negative declarations or EIRs, then such changes are not being recommended. In such instances the city should be the CEQA lead agency for major sphere changes in conjunction with future sphere amendment and annexation applications that also include land use entitlements (e.g. pre-zoning).
5. LAFCO staff met with the staff of both cities to review the existing sphere of influence, discuss changes and solicit input. The four points noted above were the basis for all changes discussed, but in some instances some of these points conflicted. For example, if aligning the sphere with a city’s CURB would trigger substantial environmental analysis by LAFCO, such a change is not being recommended. Based on these reviews, LAFCO staff believes each of the cities is in concurrence with the recommendations now being made.

Sphere of influence updates must occur at noticed public hearings. Accordingly, proper notice has been made as required by law. In addition, the Commission must by law consider and prepare a written statement of its determinations with respect to four factors. Each of these factors and further details applicable to each city are discussed in the following sections.

City of Ojai

The recommended sphere of influence update for the City of Ojai includes a number of minor changes to align the sphere of influence with assessor parcel lines. None of these changes affect or potentially affect city services or have any land use impacts. In some instances portions of parcels are being excluded from the recommended sphere while in

other instances all of a larger parcel is being included. The basic criteria used was to include areas in the sphere if a majority of a parcel is already in the sphere and to exclude areas from the sphere if a majority of the parcel is currently outside the sphere. Within this context there was also an attempt to establish a more orderly sphere boundary.

Perhaps the most significant change being recommended is to exclude areas in the Los Padres National Forest, owned by the U.S. government, from the City's sphere. The City does not currently provide services to these areas and the planned use of these areas will remain as open space.

For CEQA purposes, the City of Ojai sphere of influence update is exempt from CEQA under Section 15061(b)(3) of the CEQA Guidelines. This is the "general rule" exemption, meaning that it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The recommended sphere of influence update accounts for areas already developed within the City, but otherwise reduces the extent of the sphere.

Pursuant to Government Code Section 56425(e) it is recommended that the Commission consider and adopt written statements of determinations with respect to each of the following:

- (1) *The present and planned land uses in the area, including agricultural and open-space lands.* – The sphere of influence update for the City of Ojai is to provide for the sphere of influence to better align with lines of assessment and to remove open space areas not receiving any City services that are part of the Los Padres National Forest, and owned by the U.S. government, from the sphere of influence. There will be no development, no change in land use and no impact to agricultural and open space lands as a result of the sphere of influence update.
- (2) *The present and probable need for public facilities and services in the area.* – No changes in public facilities or services provided by the City will result from this sphere of influence update. The City bases its public facilities and services on the extent of its existing infrastructure and its General Plan.
- (3) *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.* – The sphere of influence update will not affect the present capacity of public facilities or the adequacy of the services provided by the City of Ojai.
- (4) *The existence of any social or economic community of interest in the area if the commission determines that they are relevant to the agency.* - The sphere of influence update will not affect the social or economic community of interest in the area.

City of Oxnard

The recommended sphere of influence update for the City of Oxnard is basically the same as the existing sphere, with three notable exceptions.

1. Victoria Avenue - It is recommended that the sphere of influence be moved from the easterly side of the Victoria Avenue right-of-way to the westerly side and to include the full operational aspects of the Victoria Avenue/Gonzales Road intersection in the sphere. The County of Ventura, with the support and consent of the City of Oxnard, is in the process of quitclaiming the Victoria Avenue right-of-way between the Santa Clara River and Teal Club Road to the City of Oxnard for maintenance and liability purposes. As this occurs, all areas of this right-of-way adjacent to existing City boundaries should ultimately be annexed to the City. Adjusting the sphere as recommended as a part of this sphere of influence update will facilitate the future annexation of this right-of-way. The portion of the Victoria Avenue right-of-way between Gonzales Road and Teal Club Drive is NOT being recommended to be included in the sphere of influence as this part of Victoria Avenue is not contiguous with the City, traverses the Oxnard/Ventura Greenbelt, is outside the City's CURB and, therefore, not considered to be annexable to the City in the foreseeable future.
2. Oxnard High School - It is recommended that the area used by Oxnard High School be added to the sphere of influence. This area consists of two parcels; one 39.19 acre parcel and an adjoining 13.33 acre parcel – 52.46 acres total. Prior to Oxnard High School being built the City of Oxnard and the Oxnard Union High School District requested that the City's sphere be amended and the area proposed for the high school be annexed to the City. This proposal was denied by LAFCO due to impacts on agricultural lands. In spite of this action, and as was allowed under the law at the time, the City subsequently contracted with the Oxnard Union High School District to provide services outside its boundaries and outside its sphere of influence. However, after construction started, it was found that the High School properties were not within the boundaries of Calleguas Municipal Water District. In order for the City to be able to provide the High School with water Calleguas and the City subsequently requested that LAFCO approve the annexation of the High School properties into Calleguas Municipal Water District. This was approved as the High School was at that time under construction.

Notwithstanding LAFCO's prior action on a sphere change and annexation to the City, it now makes sense to include the High School properties in the City's sphere. The High School exists and is receiving full City services. Including this area in the sphere will simply recognize this fact. If at some future point the City

and the High School District want to request annexation of the High School property, this change would facilitate that action.

3. Hollywood Beach & Hollywood-by-the-Sea - It is recommended that the unincorporated communities known as Hollywood Beach and Hollywood-by-the-Sea located adjacent to the Pacific Ocean and north of the entrance to Channel Islands Harbor be added to the sphere of influence. These areas are within the City's Planning Area and covered by the City's General Plan. They are also within the City's CURB. While they are within the boundary and service area of the Channel Islands Beach Community Services District, that District contracts with the City of Oxnard, directly or indirectly, for both water and wastewater treatment services. Thus, consistent with other actions relating to spheres and the provision of services, these areas should be included in the City's sphere.

The unincorporated community of Silver Strand, located adjacent to the Ocean southerly of the entrance to Channel Islands Harbor is also within Channel Islands Beach Community Services District and, via contracts between the City and the District, is also receiving water and wastewater services from the City. This area should potentially also be included within the City's sphere, but at this time the City does not consider it in their Planning Area and it is, therefore, not addressed in the City's General Plan. Thus, annexation would not be feasible, even if the property owners and residents were to agree to annexation, without an amendment to the City's General Plan so that the planned City land uses and related probable City service needs could be determined. This area is also outside the City's CURB. If the City were to amend its General Plan to include this area, it could be included in the City's sphere as a part of a future sphere of influence update.

In addition to these changes, there are a number of minor mapping changes to ensure that the sphere of influence aligns with assessor parcel lines and/or street right-of-way lines. It should also be noted that there is an area on the westerly side of Victoria Avenue, just north of Fifth Street that is in the City but is currently outside the sphere of influence. This area is impacted by the flight way of Oxnard Airport and is being used for agriculture. No change is proposed and it is recommended that this area remain outside the City's sphere of influence. By keeping this area outside the sphere it is an indication to the City that it should file with LAFCO to detach the area from the City boundaries at some time in the future.

For CEQA purposes, the City of Oxnard sphere of influence update is exempt from CEQA under Section 15061(b)(3) of the CEQA Guidelines. This is the "general rule" exemption, meaning that it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The recommended sphere of influence is to recognize existing development patterns and service and

maintenance areas, and will not result in any land use changes or new impacts to agriculture or open space lands.

Pursuant to Government Code Section 56425(e) it is recommended that the Commission consider and adopt written statements of its determinations with respect to each of the following:

- (1) *The present and planned land uses in the area, including agricultural and open-space lands.* – The sphere of influence update for the City of Oxnard is to recognize existing development patterns and service and maintenance areas, and will not result in any land use changes or new impacts to agriculture or open space lands.
- (2) *The present and probable need for public facilities and services in the area.* – No significant changes in public facilities or services provided by the City will result from this sphere of influence update, although very minor facility or service extensions may result. The City bases its public facilities and services on the extent of its existing infrastructure and its General Plan.
- (3) *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.* – The sphere of influence update will not affect the present capacity of public facilities or the adequacy of the services provided by the City of Oxnard.
- (4) *The existence of any social or economic community of interest in the area if the commission determines that they are relevant to the agency.* - The sphere of influence update will not affect the social or economic community of interest in the area.

Attachments:

1. LAFCO Policies About Spheres of Influence (excerpt from the Ventura LAFCO Commissioner's Handbook)
2. Resolution – Sphere of Influence Update for City of Ojai
3. Resolution – Sphere of Influence Update for City of Oxnard

**RESOLUTION OF THE VENTURA LOCAL AGENCY
FORMATION COMMISSION MAKING DETERMINATIONS
AND APPROVING THE UPDATE OF THE SPHERE OF
INFLUENCE FOR THE CITY OF OJAI**

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(g) requires that LAFCO, as necessary, review and update the adopted sphere of influence boundaries on or before January 1, 2008 and every five years thereafter; and

WHEREAS, Government Code Section 56430 requires that a municipal service review be conducted prior to or in conjunction with a sphere of influence update, and

WHEREAS, LAFCO conducted a municipal service review of the services provided by the City of Ojai and adopted written determinations as required by Government Code Section 56430 on March 21, 2007 for the services provided by the City; and

WHEREAS, the City staff has reviewed the changes proposed for this sphere of influence update and have no objections; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the City's sphere of influence;

WHEREAS, at the times and in the manner required by law, the Executive Officer gave notice of the consideration of this action by the Commission; and

WHEREAS, the sphere of influence update action was duly considered at a public hearing on May 16, 2007; and

WHEREAS, the Commission heard, discussed and considered all oral and written testimony for and against the sphere of influence update including, but not limited to, testimony at the public hearing on May 16, 2007 and the LAFCO Executive Officer's May 16, 2007 staff report and recommendation;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

- (1) The Executive Officer's Staff Report and Recommendation for approval of the sphere of influence update for the City of Ojai, dated May 16, 2007 is adopted.

- (2) The Commission has considered the criteria set forth in Government Code §56425(e) and determines as follows:
 - (a) *The present and planned land uses in the area, including agricultural and open-space lands.* – The sphere of influence update for the City of Ojai is to provide for the sphere of influence to better align with lines of assessment and to remove open space areas not receiving any City services that are part of the Los Padres National Forest, and owned by the U.S. government, from the sphere of influence. There will be no development, no change in land use and no impact to agricultural and open space lands as a result of the sphere of influence update.
 - (b) *The present and probable need for public facilities and services in the area.* – No changes in public facilities or services provided by the City will result from this sphere of influence update. The City bases its public facilities and services on the extent of its existing infrastructure and its General Plan.
 - (c) *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.* – The sphere of influence update will not affect the present capacity of public facilities or the adequacy of the services provided by the City of Ojai.
 - (d) *The existence of any social or economic community of interest in the area if the commission determines that they are relevant to the agency.* - The sphere of influence update will not affect the social or economic community of interest in the area.
- (3) The sphere of influence for the City of Ojai is hereby updated to be the area shown as “proposed sphere of influence”, as generally depicted on Exhibit A attached hereto.
- (4) The Commission directs staff to have the official sphere of influence geographic information system data maintained for the Ventura LAFCO by the Ventura County Public Works Agency and Information Systems Department as the official sphere of influence record for the City of Ojai updated consistent with this action.
- (5) In accordance with the Executive Officer’s determination, the Commission, as lead agency for the purposes of the California Environmental Quality Act (CEQA), hereby determines that the sphere of influence update for the City of Ojai is exempt pursuant to Section 15061(b)(3) of the CEQA Guidelines.
- (6) The Commission directs staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

This resolution was adopted on May 16, 2007.

AYES: Commissioner Grandsen, Hess, Lange, Long, Parks, Waunch and
Alternate Commissioner Parvin

NOES: None

ABSTAINS: None

Dated: 5/16/07



Chair, Ventura Local Agency Formation Commission

Cc: City of Ojai
Ventura County Surveyor
Ventura County Geographic Information System Officer
Ventura County Planning Department

**RESOLUTION OF THE VENTURA LOCAL AGENCY
FORMATION COMMISSION MAKING DETERMINATIONS
AND APPROVING THE UPDATE OF THE SPHERE OF
INFLUENCE FOR THE CITY OF OXNARD**

WHEREAS, Government Code Section 56425 et seq. requires the Local Agency Formation Commission (LAFCO) to develop and determine the sphere of influence of each local governmental agency within the County; and

WHEREAS, Government Code Section 56425(g) requires that LAFCO, as necessary, review and update the adopted sphere of influence boundaries on or before January 1, 2008 and every five years thereafter; and

WHEREAS, Government Code Section 56430 requires that a municipal service review be conducted prior to or in conjunction with a sphere of influence update, and

WHEREAS, LAFCO conducted a municipal service review of the services provided by the City of Oxnard and adopted written determinations as required by Government Code Section 56430 on March 21, 2007 for the services provided by the City; and

WHEREAS, the City staff has reviewed the changes proposed for this sphere of influence update and have no objections; and

WHEREAS, no change in regulation, land use or development will occur as a result of updating the City's sphere of influence;

WHEREAS, at the times and in the manner required by law, the Executive Officer gave notice of the consideration of this action by the Commission; and

WHEREAS, the sphere of influence update action was duly considered at a public hearing on May 16, 2007; and

WHEREAS, the Commission heard, discussed and considered all oral and written testimony for and against the sphere of influence update including, but not limited to, testimony at the public hearing on May 16, 2007 and the LAFCO Executive Officer's May 16, 2007 staff report and recommendation;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

- (1) The Executive Officer's Staff Report and Recommendation for approval of the sphere of influence update for the City of Oxnard, dated May 16, 2007 is adopted.

- (2) The Commission has considered the criteria set forth in Government Code §56425(e) and determines as follows:
 - (a) *The present and planned land uses in the area, including agricultural and open-space lands.* – The sphere of influence update for the City of Oxnard is to recognize existing development patterns and service and maintenance areas, and will not result in any land use changes or new impacts to agriculture or open space lands.
 - (b) *The present and probable need for public facilities and services in the area.* – No significant changes in public facilities or services provided by the City will result from this sphere of influence update, although very minor facility or service extensions may result. The City bases its public facilities and services on the extent of its existing infrastructure and its General Plan.
 - (c) *The present capacity of public facilities and adequacy of public services that the agency provides or is authorized to provide.* – The sphere of influence update will not affect the present capacity of public facilities or the adequacy of the services provided by the City of Oxnard.
 - (d) *The existence of any social or economic community of interest in the area if the commission determines that they are relevant to the agency.* - The sphere of influence update will not affect the social or economic community of interest in the area.
- (3) The sphere of influence for the City of Oxnard is hereby updated to be the area shown as “proposed sphere of influence”, as generally depicted on Exhibit A attached hereto.
- (4) The Commission directs staff to have the official sphere of influence geographic information system data maintained for the Ventura LAFCO by the Ventura County Public Works Agency and Information Systems Department as the official sphere of influence record for the City of Oxnard updated consistent with this action.
- (5) In accordance with the Executive Officer’s determination, the Commission, as lead agency for the purposes of the California Environmental Quality Act (CEQA), hereby determines that the sphere of influence update for the City of Oxnard is exempt pursuant to Section 15061(b)(3) of the CEQA Guidelines.
- (6) The Commission directs staff to file a Notice of Exemption as lead agency under Section 15062 of the CEQA Guidelines.

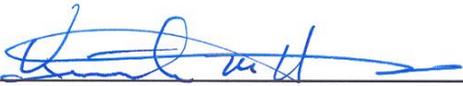
This resolution was adopted on May 16, 2007.

AYES: Commissioner Grandsen, Hess, Lange, Long, Parks, Waunch and
Alternate Commissioner Parvin

NOES: None

ABSTAINS: None

Dated: 5/16/07



Chair, Ventura Local Agency Formation Commission

Cc: City of Oxnard
Ventura County Surveyor
Ventura County Geographic Information System Officer
Ventura County Planning Department